

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT COURT OF TENNESSEE**

<u>united states of America</u> Respondent   Vs.  <u>Kenneth Ray White,</u> Defendant	<b>RECEIVED</b> IN CLERK'S OFFICE  AUG 10 2012  U. S. DISTRICT COURT MID. DIST. TENN.  Case number  Indictment # <u>p0459069</u>
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**MOTION FOR SPEEDY TRIAL OR DISMISSAL**

Comes now the Defendant, Kenneth Ray White, Pro Se pursuant to the sixth amendment of the United States Constitution, USCA 18 3161 and hereby moves this Honorable court to Dismiss the Charge/Indictment in the above-styled matter, or in the alternate that the Defendant's Constitutional Right to a speedy trial be invoked and that the case be brought before this Honorable court for dispositions the earliest possible convenience of the court. In support of this motion, the Defendant would respectfully show the following:

1. That an arrest warrant or indictment was issued against the defendant on June 15<sup>th</sup> 2011 charging the defendant with Possession of Drugs/Marijuana. (see Exhibit A)

2. That the United States Marshal located at:  
110 ninth Ave south A-750 Nashville TN 37202 , placed the  
active detainer against the defendant. (see also Exhibit A)
3. That the Defendant is incarcerated in the custody of the Tennessee  
Department Of Corrections. In addition, will continue to be in the  
custody of the T.D.O.C. for the near future.
4. That the defendant hereby asserts his right to a speedy trial  
pursuant to the sixth and fourteenth amendment to the United  
States Constitution, 18 USCA 3161; 18 USCA 3170; & 18 USCA  
3173.

Furthermore, in United States v. Marion, 92 S.Ct. 455 (1971), the  
supreme court held that the actual restraints imposed by arrest and the act of  
holding a person to answer a criminal charge engages the particular  
protection of the speedy trial provision of the Sixth Amendment to the  
United States Constitution.

Defendant is presently serving a prison sentence in the State Of  
Tennessee. By virtue of the fact that the Defendant is presently imprisoned  
and is subject to criminal prosecution in another jurisdiction, Defendant has  
become the "accused" and is entitled to the guarantees of the Sixth  
Amendment. See Smith v. Hooey, 89 S.Ct 575 (1969).

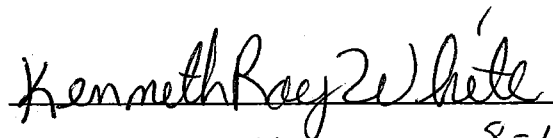
Defendant acknowledges that he is ready for this case to proceed to  
trial immediately and without any delay on his part.

**WHEREFORE, PREMISES CONSIDERED,** The defendant prays  
that this Honorable Court either dismiss the instant charges, or alternately,  
order the United states Marshals service to bring the Defendant before this

Honorable Court to begin the Pre-trial process as soon as possible. Also that should this Honorable court proceed to trial, The Defendant request that this Honorable Court will appoint counsel for the Defendant.

IN IS SO PRAYED.....

Respectfully Submitted

A handwritten signature in black ink that reads "Kenneth Ray White". The signature is written in a cursive style with a horizontal line drawn through the middle of the name.

Kenneth Ray White, Pro- se 8-1-12  
TCIX-MAIN  
1499 R.W. Moore Memorial Hwy  
Only, TN 37140

# CERTIFICATE OF SERVICE

I, the under signed, hereby certify that I have delivered a true copy of the foregoing document titled Motion for Speedy Trial by U.S. First-Class postage, prepaid to the following: or Dismissed

United States Court Clerk

Office of The Clerk - United States District Court  
801 Broadway Room 800  
U.S. Court House Nashville, TN 37203

U.S. Attorney's Office, Middle District

Criminal Division  
Criminal Division Chief Jimmie Lyne Ramseur  
110 9th Avenue South Suite A 961  
Nashville, TN 37203

On this 8 day of August, 2012.

Kenneth R. White

SCANNED

2A-119-B

TOMIS ID: 00323020  
OFFENDER NAME: WHITE, KENNETH R.  
ASSIGNED SITE: CHARLES BASS CORRECTIONAL COMPLEX  
ACTUAL SITE: CHARLES BASS CORRECTIONAL COMPLEX

RECEIVED UNIT: M11  
IN CLERK'S OFFICE UNIT: M11

AUG 10 2012

THIS IS TO NOTIFY YOU THAT EFFECTIVE 06/16/2011, A FEDERAL DISTRICT COURT  
DETAINER WAS PLACED. MID. DIST. TENN.

THIS ACTION IS BASED ON WARRANT NO: INDICTMENT NO: P0459069  
FOR THE OFFENSE OF: POSSES/DRUGS/MARIJUANA.  
PRESENT STATUS OF THIS CHARGE: PENDING AS OF 06/15/2011.

FOR FURTHER INFORMATION REGARDING THE ABOVE ACTION, YOU MAY CONTACT THE  
ISSUING AGENCY AS FOLLOWS:

UNITED STATES MARSHAL  
110 NINTH AVE SOUTH  
A-750  
NASHVILLE, TN 37203  
PHONE: (615)736-5098 FAX NUMBER:

THE ISSUING AGENCY SHOULD ADDRESS ANY QUESTIONS CONCERNING THIS ACTION  
TO THE MANAGER OF SENTENCE COMPUTATION SERVICES. IF THE ISSUING AGENCY  
IS IN TENNESSEE, ARRANGEMENTS SHOULD BE MADE FOR THE IMMEDIATE  
DISPOSITION OF UNTRIED CHARGES.

SINCERELY,

J Kimbro / AP

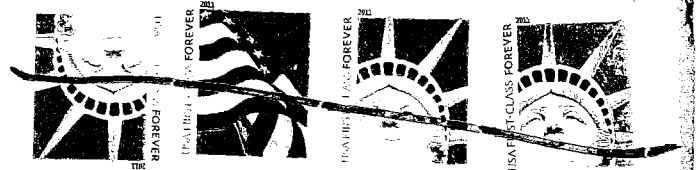
MANAGER, SENTENCE COMPUTATION SERVICES

320 SIXTH AVENUE NORTH  
RACHEL JACKSON BUILDING  
SECOND FLOOR  
NASHVILLE, TN 37243-0465

CC: OFFENDER  
ISSUING AGENCY  
OSS/INSTITUTIONAL FILE

615 736-5322

Kenneth R. White 323020 TC/X MAIN  
1499 R.W. Moore Memorial Hwy  
only, TID 37140- 1-B210



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IN CLERK'S OFFICE

AUG 10 2012

U. S. DISTRICT COURT  
MID. DIST. TENN.

Office of The Clerk  
United States District Court  
801 Broadway Room 800  
U.S. Courthouse  
Nashville, TN 37203

THE DEPARTMENT OF CORRECTION  
HAS NEITHER INSPECTED NOR  
CENSORED AND IS NOT  
RESPONSIBLE FOR THE CONTENT  
OF THE CENTER PRISON

